

Attorney Docket No: 60019190-1038

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/820,479

Applicant: David W. Moskowitz.

Filed: March 31, 2004

For: USE OF ANGIOTENSIN RECEPTOR
BLOCKERS (ARBs) TO TREAT DISEASES
ASSOCIATED WITH EXCESSES IN ACE

Examiner: Not yet assigned

Group Art Unit: 1614

Docket No.: 60019190-1038

Fee Copy

November 10, 2005

Via Facsimile 571-273-8300

Mail Stop Office of Petitions

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**PRELIMINARY AMENDMENT A
UNDER 37 C.F.R. § 1.115**

Sir:

Applicants request the Examiner consider the following preliminary amendments and
remarks:

Amendments for the Specification begin on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.

Adjustment date: 02/06/2006 CKHLOK
11/14/2005 TL0111 00000002 10820479
02 FC:2253 -510.00 OP

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Under 37 CFR 1.137(b)FAX 571-273-8300
CLIENT/MATTER 60019190-1038

FROM Tara A. Nealey

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Sandra K. Lawrence.November 10, 2005
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Unintentionally Under 37 CFR 1.137(b), Preliminary Amendment A
Under 37 C.F.R. § 1.115, credit card payment form

Applicant's Name: David W. Moskowitz

Serial No. (Control No.): 10/820,479

Examiner:

Filing Date

March 31, 2004

Art Unit: 1614

Application Title:

Use of Angiotensin Receptor Blockers (ARBS) To Treat Diseases
Associated With Excess Ace

Original will NOT be mailed

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
 UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)
 128488 (50016870-0058)

First named inventor: David W. Moskowitz

Application No.: 10/820,478

Group Art Unit: 1614

Filed: March 31, 2004

Examiner:

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**Title: USE OF ANGIOTENSIN RECEPTOR BLOCKERS (ARBs) TO TREAT DISEASES ASSOCIATED
 WITH EXCESS ACE**

Attention: Office of Petitions
 Mail Stop Petition
 Commissioner for Patents
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 Petitions Information at (571) 272-3282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Issue and publication fees; and
- (3) Statement that the entire delay was unintentional.

1. Petition fee

☒ Small entity - fee \$750.00 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

☐ Other than small entity - fee (37 CFR 1.17(m)) .

2. Reply and/or fee

**A. The reply and/or fee to the above-noted Office action in
 the form of Preliminary Amendment in Response to Notice To File Corrected Application Papers
 (identify type of reply):**

☐ has been filed previously on _____ .

☒ is enclosed herewith.

11/14/2005 TL0111 88888882 18628479

B. The issue fee of \$ 1,700.00

01 FC:2453

750.00 OP

☐ has been paid previously on _____ .

☐ is enclosed herewith.

[Page 1 of 2]

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 Assistant Commissioner for Patents, Washington, DC 20231.

3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$_____ for a small entity or \$_____ for other than a small entity) disclaiming a period equivalent to the period of abandonment is enclosed herewith (see PTO/SB/63).

4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. (NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c)(II)(C) and (D))).

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November 10, 2005

Date

Signature

Telephone Number: (314) 259-5867

Tara A. Nealey

Typed or printed name

P.O. Box 061080
Wacker Drive Station-Sears Tower
Chicago, IL 60608-1080

Address

Enclosures: ☒ Fee Payment☐ Issue and publication fees☒ Statement that the entire delay was unintentional☐ Additional sheets containing statements establishing unintentional delay

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